

Attorney Docket No. SAA-81 (402 P 278)

PATENT

2154
TOW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
William A. White III et al.

Application No.: 10/086,474

Confirmation No.: 2115

Filed On: March 1, 2002

Examiner: Lin, Kenny

Art Unit: 2154

For: SYSTEM AND METHOD FOR OPTIMAL
SETTING OF MESSAGE ACCEPTANCE
FILTERS

Mail Stop Amendment
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL REPLY

Dear Sir:

Transmitted herewith is the Declaration of Sylvain Olier. Applicant unintentionally omitted the Declaration of Sylvain Olier from the Reply mailed on October 12, 2005. The Applicants are other than a small entity.

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply. Since this is being mailed within the three (3) month deadline, Applicants believe that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition for extension of time. The Commissioner is hereby authorized to charge any deficiencies in these fees to Deposit Account No. 23-0280. A duplicate copy of this sheet is attached.

Respectfully submitted,

Date: October 14, 2005

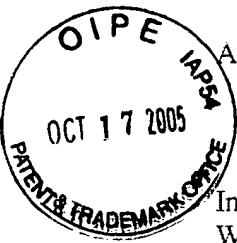
By: Richard C. Himelhoch

Richard C. Himelhoch, Reg. No. 35,544
Wallenstein Wagner & Rockey, Ltd.
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Chicago, Illinois 60606-6630
312.554.3300

CERTIFICATE UNDER (37 C.F.R. § 1.8a)

I hereby certify that this correspondence is, on the date shown below, being deposited with the United States Postal Service as first class mail postage prepaid, in an envelope addressed to: Mail Stop Amendment, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 14, 2005.

Lynn A. Lieberman
Lynn A. Lieberman/233800



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37 C.F.R. 1.131 DECLARATION OF SYLVAIN OLIER

I, Sylvain Olier, declare the following:

1. I am a senior engineer for Schneider Automation Inc., the assignee of the patent application listed above. I have been at Schneider Automation for 5 years.
2. I am one of the inventors of a "SYSTEM AND METHOD FOR OPTIMAL SETTING OF MESSAGE ACCEPTANCE FILTERS". This invention is the subject of U.S. Patent Application Serial No. 10/086,474 (Docket Number SAA-81 (402 P 278)) currently pending at the United States Patent and Trademark Office.
3. The present patent application is owned by Schneider Automation Inc., through assignment from me on or around April 1, 2002, recorded at the U.S. Patent and Trademark Office on August 21, 2002 at Reel 013217 Frame 0120 as obligated under my terms of employment.
4. With reference to paragraph 2 above, and Exhibit A attached hereto, I invented the system and method described in the present application at least as early as late 2000. The invention was created in response to a problem of optimally determining acceptance parameters in a network having prescribed message identifiers. Specifically, as supported by Exhibit A, optimal masks and values for filters are determined so that all necessary messages are accepted and the optimal amount of unwanted messages are rejected.

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5. From late 2000 until March 1, 2002, it is my understanding that Schneider Automation Inc. was diligently considering its options regarding obtaining patent protection. It is also my understanding that a patent application was being prepared for the invention in that time frame.
6. The invention of a "SYSTEM AND METHOD FOR OPTIMAL SETTING OF MESSAGE ACCEPTANCE FILTERS" occurred before the filing of a "Multi-field Classification Using Enhanced Masked Matching" by Liao (U.S. Patent Publication No. 2003/0108043) on July 20, 2001.
7. The attached documents are exact copies of the originals that were written on the dates indicated therein, with some proprietary information redacted.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements made jeopardize the validity of the application or any patent issued thereon.

SYLVAIN OLIER


Date: 09/07/05

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